

REMARKS

This application has been carefully reviewed in light of the Office Action dated August 10, 2005. Claims 5-10 remain pending in this application. Claim 5 is the independent claim. Favorable reconsideration is respectfully requested.

On the merits, the Office Action rejected Claims 5-10 under the judicially created doctrine of obviousness-type double patenting as being unpatentable over Claims 1-5 of U.S. Patent No. 6,708,891.

The Examiner also objected to the Abstract as including legal phraseology such as "means." Applicants have amended the Abstract to remove the legal phraseology.

The Examiner also objected to the disclosure for having the informality in that the title of the patent application was not in all capital letters. Applicants have amended the title of the patent application to be in all capital letters.

The Examiner also objected to the disclosure for having the informality of not including a reference to the application to which it is a continuation. Applicants have amended the disclosure to include the reference to the continuation application.


The Examiner further objected to the disclosure because the specification fails to disclose section headings including Background, Summary of the Invention, Brief Description of the Drawings, and Detailed Description of the Invention. In response to the Examiner's objection to the specification for failing to provide header sections, Applicants gratefully acknowledge the suggestion, but respectfully decline to add the headings as they are guidelines and not required in accordance with MPEP §608.01(a).

The Examiner rejected Claims 5-10 under the judicially created doctrine of obviousness-type double patenting as being unpatentable over Claims 1-5 of U.S. Patent No. 6,708,891. Applicants are including with this Response to Office Action a terminal disclaimer in compliance

with 37 CFR 1.321(c) in order to overcome the rejection based on a nonstatutory double patenting ground because both this patent application and U.S. Patent No. 6,708,891 are commonly owned by Koninklijke Philips Electronics N.V.

In view of the foregoing remarks and terminal disclaimer, Applicants respectfully submit that the currently pending claims are clearly patentably distinguishable over the cited and applied references. Accordingly, entry of this amendment, reconsideration of the rejections of the claims over the references cited, and allowance of this application is earnestly solicited.

Respectfully submitted,

By 

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